

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

**NATIONAL CITY MORTGAGE CO.,**

**Plaintiff,**

**-vs-**

**Case No. 3:04-CV-426**

**INTERNATIONAL HOME CAPITAL  
CORPORATION,**

**Defendant.**

---

**ORDER LIFTING STAY AND  
ORDER TO PLAINTIFF TO PROSECUTE SAID CASE OR SHOW CAUSE WHY CASE  
SHOULD NOT BE DISMISSED FOR FAILURE TO PROSECUTE**

---

On March 9, 2006, the Court stayed the above captioned case (doc. 12) pending bankruptcy proceedings. Defendant's Counsel was ordered to file status reports. On August 14, 2013, Defendant's Counsel filed a status report (doc. 26) in which the Court was notified that the bankruptcy proceeding in this matter is now closed. A copy of the Chapter 7 trustee's Final Account and Distribution Report Certification was attached to said report.

The Court finds that the bankruptcy proceeding in this matter has been fully administered. Therefore, the stay being lifted, IT IS ORDERED that Plaintiff proceed with the prosecution of this matter or show cause why said matter should not be dismissed due to lack of prosecution no later than fourteen (14) days from the date of this order .

**DONE and ORDERED** in Dayton, Ohio, this 3<sup>rd</sup> day of September, 2013.



---

THOMAS M. ROSE, JUDGE  
UNITED STATES DISTRICT COURT